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#9

OFFICE OF PETITIONS

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Brock, et al.

Appl. No. : 09/811,978

Filed : March 19, 2001

For : COMPUTER SERVER
MOUNTING APPARATUS

Examiner : Kimberly T. Wood

) Group Art Unit 3632

) I hereby certify that this correspondence and all
) marked attachments are being deposited with
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) Patent and Trademark Office, P.O. Box 1450,
) Alexandria, VA 22313-1450, on

) July 31, 2003

) (Date)

) Edward A. Schlatter, Reg. No. 32,297

PETITION UNDER 37 C.F.R. § 1.78(A)(6)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicant has amended the present application to include a reference to a prior provisional application after the time period set forth in 37 C.F.R. § 1.78(a)(5). In accordance with 37 C.F.R. § 1.78(a)(6), Applicant hereby petitions for acceptance of the unintentionally delayed claim for the benefit of prior filed provisional application.

The entire delay between the date that the priority claim was due and the date the claim was filed was unintentional. The surcharge set forth in 37 C.F.R. § 1.117(t) is enclosed herewith.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

08/05/2003 ZJUHR1 00000130 09811978

02 FC:1454 1300.00 DP

Adjustment date: 09/26/2003 AKELLEY
08/05/2003 ZJUHR1 00000130 09811978
02 FC:1454 -1300.00 DP

Dated: July 31, 2003

Repln. Ref: 09/26/2003 AKELLEY 0010391000
DAH:111410 Name/Number:09811978
FC: 9204 \$1300.00 CR

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By: Edward A. Schlatter

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Registration No. 32,297
Attorney of Record
Customer No. 20,995
(949) 760-0404



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PATENT

Case Docket No. JONAT.008A

Date: July 31, 2003

Page 1

In re application of : Brock, et al.
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July 31, 2003

(Date)

Edward A. Schlatter, Reg. No. 32,297

COMMISSIONER FOR PATENTS

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an amendment in the above-identified application.

(X) An extension of time to respond for one month(s) is hereby requested.

Time Extension Fee:

(X) one month (\$55 small entity)

The fee has been calculated as shown below:

| CLAIMS AS FILED | | | | | | |
|---|---|---|---------------------------------------|------------------|-------|-------------------|
| | CLAIMS REMAINING AFTER AMENDMENT | | HIGHEST NO. PREVIOUSLY PAID FOR | PRESENT EXTRA | RATE | ADDITIONAL FEE |
| Total Claims | 10 | — | 20 | = 0 × | \$18 | = \$-0- |
| Independent Claims | 3 | — | 5 | = 0 × | \$84 | = \$-0- |
| If application has been amended to contain multiple dependent claim(s), then add | | | | | \$280 | = \$-0- |
| Time Extension Fee | | | | | | \$55 |
| Petition Fee | | | | | | \$1300 |
| TOTAL ADDITIONAL FEE FOR THIS AMENDMENT | | | | | | \$1355 |

08/05/2003 ZJH001 00000130 09811978

01 FC:2251

55.00.00

-
- (X) Two (2) sheets of drawings.
 - (X) Annotated sheet of drawing showing changes.
 - (X) The present application qualifies for small entity status under 37 C.F.R. § 1.27.
 - (X) Petition under 37 C.F.R. § 1.78(a)(6).
 - (X) Return prepaid postcard.
 - (X) A check in the amount of \$1355 is enclosed.
 - (X) Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.
 - (X) Please use Customer No. 20,995 for the correspondence address.



Edward A. Schlatter
Registration No. 32,297
Attorney of Record
Customer No. 20,995
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UNITED STATES PATENT & TRADEMARK OFFICE
Washington, D.C. 20231

| REQUEST FOR PATENT FEE REFUND | | | | | | | | | | | |
|---|-----------------------------------|---|---------------|----------------|---|---|----|---|---|---|---|
| 1 Date of Request: <u>9/9/03</u> | | 2 Serial/Patent # <u>09/811,978</u> | | | | | | | | | |
| 3 Please refund the following fee(s): | | 4 PAPER NUMBER | 5 DATE FILED | 6 AMOUNT | | | | | | | |
| | Filing | | | \$ | | | | | | | |
| | Amendment | | | \$ | | | | | | | |
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| | Maintenance | | | \$ | | | | | | | |
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| | | 7 TOTAL AMOUNT OF REFUND | | \$ <u>1300</u> | | | | | | | |
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| | Overpayment | <input type="checkbox"/> Treasury Check | | | | | | | | | |
| | Duplicate Payment | <input checked="" type="checkbox"/> Credit Deposit A/C #: | | | | | | | | | |
| | | 9 <table border="1" style="display: inline-table; border-collapse: collapse; text-align: center;"> <tr> <td style="width: 20px;">1</td> <td style="width: 20px;">1</td> <td style="width: 20px;">--</td> <td style="width: 20px;">1</td> <td style="width: 20px;">4</td> <td style="width: 20px;">1</td> <td style="width: 20px;">0</td> </tr> </table> | | | 1 | 1 | -- | 1 | 4 | 1 | 0 |
| 1 | 1 | -- | 1 | 4 | 1 | 0 | | | | | |
| <input checked="" type="checkbox"/> | No Fee Due (Explanation): | | | | | | | | | | |
| <u>Pet dismissed as moot Refund & surcharge</u> | | | | | | | | | | | |
| 11 REFUND REQUESTED BY: | | | | | | | | | | | |
| TYPED/PRINTED NAME: <u>E. Shirene Willis</u> | | TITLE: <u>Pet Atty</u> | | | | | | | | | |
| SIGNATURE: <u>E. Shirene Willis</u> | | PHONE: <u>308-6712</u> | | | | | | | | | |
| OFFICE: <u>Office of Petitions</u> | | | | | | | | | | | |
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| APPROVED: <u>[Signature]</u> | | DATE: <u>9/26/03</u> | | | | | | | | | |

Instructions for completion of this form appear on the back. After completion, attach white and yellow copies to the official file and mail or hand-carry to:

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